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Declaration of Ben Manilla

I, J. Ben Manilla, do hereby declare:

1. I am the Senior Producer of the locally-produced program, "Philosophy Talk," which has been broadcast from January 13, 2004 to the present by noncommercial station KALW(FM), 91.7 MHz, San Francisco, California ("KALW") licensed to the San Francisco Unified School District ("SFUSD"). Previously, I was Executive Producer of the locally-produced, nationally-syndicated series, "The Blues" which was broadcast over KALW(FM) from September 22, 2003 to December 15, 2003.
2. "Philosophy Talk" is a program created as an alternative to traditional radio talk programs that often present heated, biased viewpoints rather than balanced discussion of important topics. Two eminent Stanford University philosophers, John Perry and Ken Taylor, host the program. Each week on "Philosophy Talk" a different guest expert interacts with the philosophers and the KALW audience in a live forum.
3. Underwritten by Volkswagen, "The Blues" was a thirteen part series airing on public radio in Fall, 2003 and was a comprehensive chronicle of the blues, from its origins to its most contemporary sounds and styles. For the first time in history, a national radio documentary told the story of the blues, America's most important roots music. More than any other genre, blues forms the foundation of modern American popular music.
5. As Senior Producer of "Philosophy Talk" and Executive Producer of "The Blues," my duties include: coordinating with KALW management, editorial determinations as to the topics and guests presented on the program, overseeing the booking of guests on the program, interfacing with technical staff, managing hosts and other producers, keeping abreast of issues of importance to the listening community, researching topics and educating hosts, notification to KALW of upcoming topics, preparing lists for KALW of the topics addressed on the program, and helping to coordinate marketing activities for the programs.
6. On August 20, 2003, KALW broadcast the pilot episode of the proposed new series, "Philosophy Talk." Beginning January 13, 2004 to the present, the program has aired every Tuesday from 12:00PM to 1:00PM.
7. During the period September 22 to December 15, 2003, KALW broadcast the series "The Blues" every Monday from 9:00PM to 10:00PM.
8. Program lists for "Philosophy Talk" which were prepared under my direction for programs broadcast between July 16, 2003 and July 16, 2004 are attached at Attachment A. Program lists for "The Blues" which were prepared under my direction for programs broadcast between July 16, 2003 and July 16, 2004 are attached at Attachment B. I hereby confirm that these lists accurately describe both programs delivered to KALW during these time periods, and based on my personal knowledge, such programs were broadcast by KALW on the listed dates and times.

I understand that this declaration may be submitted by SFUSD to the Federal Communications Commission ("FCC") in connection with the proceeding to determine whether SFUSD's FCC license to operate KALW should be renewed. I declare under penalty of perjury that the foregoing is true and correct.

Signature: 
Printed Name: J. BEN MANUEL

Executed on April 27, 2005

ATTACHMENT A

1/13/04 Preemptive Self Defense

What is the difference between mere aggression and preemptive self defense? Can you really permissibly "defend" yourself against an attack that hasn't even begun? How does preemptive self defense differ from preventive war, from humanitarian intervention?

Professor George Lucas, US Naval Academy

1/20/04 Immortality

Pick your favorite age. You are healthy, career thriving, family intact (at least pretend!). Would you like to live forever at that age, in that health, with those friends and family members also living forever with you? Immortality, on earth? How about an extra fifty or one hundred years or two hundred beyond your present life expectancy?

Professor John Fischer, University of California, Riverside

1/27/04 Race (REPEATED 4/20/04)

Is race a discredited pseudo-scientific category??
Or a real dimension of difference among humans?
Or a socially constructed reality?
What difference does it make?

Kwame Anthony Appiah

Laurance S. Rockefeller University Professor Of Philosophy and the University Center for Human Values.

2/3/04 Marriage

With what right does the state say who can and cannot marry? The state has, at various times, said that people of different races cannot marry, that people of the same sex cannot marry, that no one can marry more than one person at a time. But with what legitimate authority can the state make such prohibitions?

Richard Mohr, Professor of Philosophy, University of Illinois, Urbana-Champaign

2/10/04 Citizenship (REPEATED 7/6/04)

Patriotism versus Cosmopolitanism: Is your loyalty to America and Americans more important than the common humanity you share with everyone on the globe?

Debra Satz, Associate Professor of Philosophy, Stanford University

2/17/04 Insanity Defense

Ken and John debate (use?) the insanity defense. What difference does it make if the person who commits a crime is, in one way or another, mentally ill? Does this make punishment illegitimate? Why is punishment, rather than therapy, ever legitimate? Which sorts of mental illness should exempt a criminal from punishment? Inability to know right from wrong? Inability to resist compulsion? Irrational depravity?

Susan Wolf; Edna J. Koury Professor of Philosophy, University of North Carolina, Chapel Hill

2/24/04 Legalization of Drugs (REPEATED 5/25/04)

Ken and John discuss the philosophical issues underlying arguments for and against the legalization of drugs. Does America's drug problem rest on confused philosophy? Listen in and get more confused.

Peter de Marneffe; Professor of Philosophy, Arizona State University

3/2/04 Genetic Research (REPEATED 6/22/04)

Ken and John and Ken and John discuss cloning and the ethical issues surrounding genetic engineering. When is genetic manipulation morally permissible? For health? Beauty? Wit? What sorts of animals is it acceptable to clone? Should we ban stem cell research?

Henry A. Greely; C. Wendell and Edith M. Carlsmith Professor of Law, Stanford Law School

3/9/04 Markets and Morality (REPEATED 7/27/04)

Ken and John (and Elizabeth) take on the topic of markets and morality. Does the free market provide incentives for behavior that is problematic from a moral perspective? Or does the free market punish morally problematic behavior? Is respecting the free market itself moral, insofar as respecting the free market is also respecting individual freedom of choice?

Elizabeth Anderson, Professor of Philosophy, University of Michigan, Ann Arbor

3/16/04 Nietzsche (REPEATED 8/3/04)

Ken and John and Übermensch-at-large Brian Leiter discuss everyone's favorite syphilitic philosopher. Was he a misogynistic Nazi-supporter, or an artistic visionary who sought to set us free from our moralistic chains? Boring radio is dead.

Brian Leiter, Joseph D. Jamail Centennial Chair in Law, Professor of Philosophy, and Director of the Law & Philosophy Program at the University of Texas at Austin

3/23/04 Science & Religion (REPEATED 8/10/04)

Has science replaced religion? Can one be religious and maintain a scientific viewpoint? Does belief in evolution undermine morality or belief in God, or vice versa? Ken and John take on the big questions.

George F. R. Ellis, Professor of Applied Mathematics; Distinguished Professor of Complex Systems, University of Cape Town; McVittie Visiting Professor of Astronomy, Queen Mary (London University)

3/30/04 Humor (Fundraiser)

Ken, John and guest Ted Cohen, author of *Jokes: Philosophical Thoughts on Joking Matters* discuss the philosophical aspects of humor. What is humor? What makes some jokes funny? Why *did* the chicken cross the road? Tune in for deep thoughts and big laughs.
Ted Cohen, Professor in Philosophy, the College, the Committee on Art and Design, and the Committee on General Studies in the Humanities, University of Chicago

4/6/04 Consciousness

Is the conscious mind just the brain or something more? Can science explain consciousness? How does Ken know that John is a conscious being and not just an automaton programmed to act like a conscious being? Or *is* John just an automaton?
David Chalmers, Professor of Philosophy and Director of the Center for Consciousness Studies, University of Arizona

4/13/04 Taxes

How is taxation different from stealing? What right does the government have to take some of our money? No taxation without representation? What difference does representation make?
Barbara Fried, William W. and Gertrude H. Saunders Professor of Law, Stanford Law School

4/20/04 REPEAT – Race

Is race a discredited pseudo-scientific category??
Or a real dimension of difference among humans?
Or a socially constructed reality?
What difference does it make?
Kwame Anthony Appiah
Laurance S. Rockefeller University Professor Of Philosophy and the University Center for Human Values.

4/27/04 Baseball (REPEATED 10/5/04)

What can we learn from baseball? Are the passions we have for our baseball teams and heroes irrational? If so, what makes passions for families, cities, countries, universities, or radio stations more rational? Are all allegiances and loyalties ultimately arbitrary? Eminent Kant scholar and baseball fan extraordinaire Allen Wood visits.
Allen Wood, Ward W. and Pricilla B. Woods Professor of Philosophy, Stanford University

5/4/04 Language (REPEATED 10/26/04)

Is there a right and a wrong way to speak English? Is there really something wrong with saying, "Hopefully, we'll have a good century?" or "Where is the library at?", or "There is no way to correctly split an infinitive." Is grammatical purity just snobbism?

Geoffrey Nunberg, Researcher at the Center for the Study of Language and Information and Consulting Professor of Linguistics, Stanford University

5/11/04 Animal Rights

We shouldn't be mean to animals. Is that because animals have rights, like people do? Or is it just because people care about animals? Is it intrinsically worse to step on dog than on a spider?

Lori Gruen, Associate Professor of Philosophy and Assistant Professor of Women's Studies, Wesleyan University

5/18/04 Meaning of Life

Does life have a meaning? If we were created by a powerful God, would that give our lives meaning? Who gave God's existence meaning? What if we were created by a crazy scientist wholly for the purpose of irritating his or her spouse?

Howard Wettstein; Professor of Philosophy, University of California, Riverside

6/1 Terrorism

We like to think that terrorism is always wrong. But what if the cause is just? Do the ends ever justify the means? And how do we define "terrorism" anyway?

Alan Dershowitz, Felix Frankfurter Professor of Law, Harvard University

6/8 Dignity and the end of life

Is doctor assisted suicide a morally acceptable way to ease pain? Or is it an affront on the value of human life? We want to stop suffering, but human existence is precious. What's the best way to express compassion for a dying loved one?

Margaret P. Battin, Professor of Philosophy and Adjunct Professor of Internal Medicine, Division of Medical Ethics, University of Utah

6/15 Virtue

Many so-called virtues sound like not much fun: temperance, moderation, and going to bed early to name a few. But Aristotle says virtue is necessary for happiness. Is virtue required for a flourishing life? Or just something grandma tells us about to keep us out of trouble?

Julia Driver, Dartmouth College

6/29 Humans: The irrational animal

Humans can distinguish right from wrong, but we often do the wrong thing anyway. Why are we so irrational? Is it that our emotions thwart our reason? Or are we just not as smart as we think?

Stephen Stich, Board of Governors Professor of Philosophy, Rutgers University

7/13 Paternalism and health

What principles should guide those who must make life and death decisions on behalf of patients are no longer capable of making informed decisions on their own behalves? Should we, for example, respect whatever prior wishes such a patient might have expressed? Or are we bound to respect the current wishes of either the patient -- if he or she still has wishes -- or the patient's family? Does society have any obligation to continue medical care, no matter the cost?

Agnieszka Jaworska, Assistant Professor of Philosophy, Stanford University

ATTACHMENT B

The Blues Radio Series EPISODE DESCRIPTIONS

Series Breakdown:

Episode One: The Birth of the Blues

Locale: Ghana

September 22, 2003

The series opens with a celebration and definition of blues music. Interviewees include Carlos Santana, Mick Jagger, Chuck D, Martin Scorsese, B.B. King, Bonnie Raitt, John Lee Hooker, and many more.

Though the blues is an American music form, its origins are undoubtedly African. *The Blues* begins with a journey through the music's roots in West Africa, where slaves were loaded onto ships bound for America.

A full segment of the program features modern master Taj Mahal and his National Steel Guitar.

Episode Two: Goin' Up the Country

Locale: Mississippi Delta

September 29, 2003

No one knows for sure when the blues became a music form of its own, but most authorities agree it was in the late 19th and early 20th centuries.

"Goin' Up the Country" documents the birth of recorded blues with the music of Blind Lemon Jefferson, Blind Blake, Charley Patton, Son House, Blind Willie McTell, and Skip James.

This episode's concluding performance is from contemporary blueswoman Rory Block.

Episode Three: Tain't Nobody's Business If I Do

Locale: Harlem, New York

October 6, 2003

The blues begins its integration into the American pop music canon when Mamie Smith records "Crazy Blues," launching the "race" records boom of the 1920s.

In addition to featuring first-generation blues divas — Ma Rainey, Bessie Smith, Alberta Hunter, Sippie Wallace, and others — backed by jazz bands led by the likes of Louis Armstrong and Lonnie Johnson, this episode documents W.C. Handy's first exposure to the blues in 1903.

The show concludes with an interpretation of Bessie Smith by 23-year-old Shemekia Copeland.

Episode Four: Standin' at the Crossroads**Locale: Mississippi Delta**

October 13, 2003

This episode explores Depression-era styles including the revolutionary music of Robert Johnson — the single most important country blues artist of the pre-War era. It examines Johnson's legacy and investigates the "mythology" of the blues, including the battle between the sacred and the secular.

Listeners visit the legendary crossroads of Highways 49 and 61 at midnight on a Saturday night. Interviewees include Eric Clapton, Chris Thomas King, and Bonnie Raitt.

The program ends with a performance by two modern exponents of the Piedmont blues style, Cephas and Wiggins.

Episode Five: Mystery Train**Locale: Memphis**

October 20, 2003

Beale Street in Memphis was to blues what 52nd Street in New York was to jazz. Packed clubs, street musicians, all-night card games, ladies of the night, fights, and some of the best music heard anywhere added to the color of Saturday night on Beale Street.

Artists who launched careers in Memphis include B.B. King, Bobby "Blue" Bland, Sonny Boy Williamson, Ike Turner, and Little Milton.

The show concludes with a live recording by Richard Johnston, winner of the Best New Artist Handy, from the 2003 W.C. Handy Awards, held every year in Memphis to honor the best in blues music.

Episode Six: Sweet Home Chicago**Locale: Chicago**

October 27, 2003

The 1950s was the blues' golden era. With the advent of the electric guitar and amplification, the music grew louder, bolder, and hotter.

Featured artists in this show include Muddy Waters, Howlin' Wolf, T-Bone Walker, Elmore James, and Little Walter. Listeners get a guided tour of Chess Records from Willie Dixon's daughter, Shirli.

The program is capped by a performance from electric blues pioneers Billy Boy Arnold and Hubert Sumlin.

This episode is dedicated to the memory of Shirli Dixon.

Episode Seven: Key to the Highway**Locale: Newport, R.I.**

November 3, 2003

By the 1960s, Chicago blues had peaked and a resurgence of acoustic roots music was in full swing throughout America's college campuses and coffeehouses. At the Newport Folk Festival, older blues artists returned to the stage after being re-discovered by amateur musicologists who had scoured the South in search of their heroes.

Dick Waterman checks in with comments on the rebirth of many of the great artists during this time. Program interviewees include Brownie McGhee, Maria Muldaur, and many others who enjoyed the folk-blues boom first-hand.

The legendary John Hammond performs.

Episode Eight: Blues Power**Locale: London, England**

November 10, 2003

In the 1950s, Big Bill Broonzy then Willie Dixon and Muddy Waters performed in England, setting off a prolonged period of blues obsession by young British musicians.

Listeners hear in great detail about the experience from Mick Jagger, Robert Plant, Bill Wyman, John Mayall, Eric Burdon, and many more.

This program features a rare recording of "Crossroads" from Eric Clapton, Jack Bruce, and Steve Winwood as well as a new live performance from The Yardbirds to cap off the episode.

Episode Nine: Bring it on Home**Locale: San Francisco**

November 17, 2003

In the early '60s, America was listening to re-constituted country blues, while England was experimenting with its own version of electric blues. It wasn't long before both camps came together and colored the sound of rock in the late '60s and early '70s, capping off a decade of unprecedented blues popularity among whites.

Musical highlights include recordings by the Jimi Hendrix Experience, the Paul Butterfield Blues Band, the Allman Brothers Band, Janis Joplin, and Johnny Winter.

Hot Tuna demonstrates how the blues permeated all of rock music.

Episode Ten: Gimme Back My Wig**Locale: Chicago**

November 24, 2003

With the rise of glam rock, country rock, and progressive rock on the white side, and funk and disco on the black side, the blues suddenly sounded irrelevant to pop music fans in the 1970s.

Still, the blues survived. A young fan, Bruce Iglauer, started Alligator Records in Chicago, making records and selling them out of the trunk of his car. Johnny Winter and Muddy Waters created the best records of Muddy's post-Chess period. Down South on the Chitlin' Circuit, blues artists went back to entertaining black audiences, avoiding blues-rock and focusing on Southern fried blues that was greasy and steamy.

The concluding performance comes from the incomparable Koko Taylor.

Episode Eleven: Texas Flood**Locale: Austin, Texas**

December 1, 2003

At the start of the 1980s, the future of the blues seemed as bleak as the decade just passed. But the emergence of a pair of young bluesmen, Stevie Ray Vaughan and Robert Cray, and the re-birth of an old one, Albert Collins, fueled a blues revival that carried the genre through the '80s and beyond.

This renaissance was based in Austin, TX. There, Vaughan and other white blues acts made Texas the state where blues thrived. Interviews include Jimmie Vaughan, Kim Wilson, Lou Ann Barton, Sue Foley, Marcia Ball, and any more.

Harmonica player Kim Wilson and The Fabulous Thunderbirds provide the musical close.

Episode Twelve: When Love Comes to Town**Locale: New Orleans**

December 8, 2003

Late in the 20th century, a plethora of young blues artists led by Jonny Lang, Corey Harris, Keb' Mo', the North Mississippi Allstars, and Susan Tedeschi, brought fresh sounds and stylings to the music. At the same time, stalwarts like Buddy Guy, John Lee Hooker, and B.B. King only heightened their acclaim. In this episode, we talk to blues greats like R.L. Burnside, as well as artists from the younger generation.

This program also celebrates the long-standing relationship the blues has had with the New Orleans Jazz & Heritage Festival.

Muddy Waters' son, Big Bill Morganfield, demonstrates how modern blues builds on what came before.

Episode Thirteen: Future Blues**Locale: Seattle, Washington**

December 15, 2003

The Blues concludes with a look into the future of the blues. Reporting from Experience Music Project in Seattle, where a major retrospective on the blues is underway. This episode includes an interview with Martin Scorsese, executive producer of the PBS series *The Blues*.

The program looks at the emergence of Acid Blues and performers such as Moby, Rick Holmstrom, and the Fat Possum line-up. Authors and experts offer predictions for what path the blues will follow in the 21st century.

A wrap-up of The Year of the Blues and some new blues from North Mississippi Allstars end the series.

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Federal Communications Commission	
Exhibit No. _____	Docket No. _____
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Federal Communications Commission	
Docket No. <u>64-191</u>	Exhibit No. <u>65</u>
Presented by <u>SFUD</u>	Disposition
Identified <u>5/26/05</u>	Received <u>5/26/05</u>
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Date <u>5/26/05</u>	